

ORDINANCE NO. 93-35

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, AMENDING ORDINANCE NO. 88-16, AS AMENDED BY ORDINANCE NOS. 89-3, 90-38, 92-14, 92-25, AND 93-1; PROVIDING FOR CLARIFICATION OF THE CRIMINAL JUSTICE COMMISSION MEMBERSHIP; PROVIDING FOR REPEAL OF LAWS AND ORDINANCES IN CONFLICT; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE CODE OF LAWS AND ORDINANCES; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, a member of the Palm Beach County Association of Criminal Defense Lawyers serves as a private sector member on the Criminal Justice Commission and is included as one of the twenty-one (21) members who serves due to their agency affiliation; and

WHEREAS, it is necessary to clarify that such member is not to be included in the Economic Council's twelve (12) nominations.

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, that:

SECTION 1. Section 1 of Ordinance No. 88-16, as amended by Ordinance Nos. 89-3, 90-38, 92-14, 92-25, and 93-1 is hereby amended to read:

There is hereby established an advisory commission to be known as the "Palm Beach County Criminal Justice Commission," herein referred to as the "Criminal Justice Commission." The Criminal Justice Commission shall be composed of the following membership from the private and public sector:

Public Sector Membership:

Chair or Commission member of the Palm Beach County Board of County Commissioners
Palm Beach County Sheriff
State Attorney, 15th Judicial Circuit
Public Defender, 15th Judicial Circuit
Clerk of the Palm Beach County Circuit Court
Chief Judge, 15th Judicial Circuit
Administrative Judge, Juvenile Division, 15th Judicial Circuit
Supervisory Special Agent, Federal Bureau of Investigation, West Palm Beach
Senior Agent, Drug Enforcement Administration, West Palm Beach
Member, Palm Beach County School Board
Member, Palm Beach County Legislative Delegation
Member, Municipal League of Palm Beach County
Administrator, District 9, HRS
President, Police Chiefs' Association
Resident Agent in charge, Bureau of Alcohol, Tobacco and Firearms, West Palm Beach, Field Office, U.S. Treasury Department
Chief, West Palm Beach Police Department

Circuit Administrator, Florida Department of Corrections, 15th Circuit
Supervisory Special Agent, Florida Department of Law Enforcement
President, Crime Prevention Officers' Association
United States Attorney, Southern District of Florida or Assistant U.S. Attorney, West Palm Beach
Member, Palm Beach County Association of Criminal Defense Lawyers

Private Sector Membership:

Twelve (12) persons nominated by the Palm Beach County Economic Council, but not necessarily members of the Economic Council, and confirmed by the Board of County Commissioners of Palm Beach County, Florida, which persons shall be representative of all segments of Palm Beach County. ~~One of the twelve (12) members shall be a member of the Palm Beach County Association of Criminal Defense Lawyers.~~

The terms for the members representing the Board of County Commissioners, the School Board, the Legislative Delegation, and the Municipal League shall be for a period of two (2) years. The remaining public sector members' term of membership will be for the duration of their position entitling them to sit as a member of the Criminal Justice commission. The initial private sector members, as set forth in Exhibit A, shall be divided into three (3) groups of four (4), with each group designated to serve staggered terms of one (1), two (2), and three (3) years and, thereafter, shall serve for a term of three (3) years. All members of the Criminal Justice Commission shall be electors of Palm Beach County, Florida. Appointed members of the Criminal Justice Commission shall serve at the pleasure of the appointing body.

Private sector members shall be appointed for a three-year term, with said term commencing on January 1st of the first year of appointment and expiring on December 31st of the third year.

SECTION 2. Repeal of Ordinances in Conflict

All ordinances in conflict with any provision of this ordinance are hereby repealed to the extent of such conflict.

SECTION 3. Severability

If any section, paragraph, sentence, clause, phrase, or word of this ordinance is for any reason held by a Court to be unconstitutional, inoperative or void, such holding shall not

affect the remainder of this ordinance.

SECTION 4. Inclusion in the Code of Laws and Ordinances

The provisions of this ordinance shall become and be made a part of the Code of Laws and Ordinances of Palm Beach County, Florida. The sections of this ordinance may be renumbered or relettered to accomplish such, and the word "ordinance" may be changed to "section", "article", or any other appropriate word.

SECTION 5. Effective Date

The provisions of this ordinance shall become effective upon receipt of acknowledgement from the Secretary of State.

APPROVED AND ADOPTED by the Board of County Commissioners of Palm Beach County, on the 21st day of December, 1993.

PALM BEACH COUNTY, FLORIDA,
BY ITS BOARD OF COUNTY COMMISSIONERS

By Mary McCaskill
Chair

APPROVED AS TO FORM AND
LEGAL SUFFICIENCY

Dorothy H. Wilken
DOROTHY H. WILKEN, CLERK
Board of County Commissioners
John G. Mull
DEPUTY CLERK

Acknowledgement by the Department of State of the State of Florida, on this, the 27th day of December, 1993.

EFFECTIVE DATE: Acknowledgement from the Department of State received on the 30th day of December, 1993, at 12:00 P.M. and filed in the Office of the Clerk of the Board of County Commissioners of Palm Beach County, Florida.

STATE OF FLORIDA, COUNTY OF PALM BEACH,
I, DOROTHY H. WILKEN, ex-officio Clerk of the
Board of County Commissioners certify this to be
true and correct copy of the original filed in my office
on 12/31/93

DATED at West Palm Beach, FL on 1/5/94
DOROTHY H. WILKEN, Clerk
By: Dorothy H. Wilken D.C.